

DECEMBER 31, 1808.

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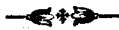
Read the first and second time, and committed to a committee of the whole House, on Monday next.

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## A Bill,

For dividing the Indiana Territory into two separate governments.

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1    Sec. 1. *BE it enacted by the Senate and House of Representatives*  
2 *of the United States of America, in Congress assembled, That from*  
3 and after the                      day of                      next, all that part of the  
4 Indiana Territory which lies west of the Wabash river and a di-  
5 rect line drawn from the said Wabash river and Post Vincennes,  
6 due north to the territorial line between the United States and  
7 Canada, shall, for the purpose of temporary government, consti-  
8 tute a separate territory, and be called

1    Sec. 2. *And be it further enacted, That there shall be esta-*  
2 *blished within the said territory a government in all respects si-*  
3 *milar to that provided by the ordinance of congress, passed on*  
4 *the thirteenth day of July, one thousand seven hundred and eigh-*

5 ty-seven, for the government of the territory of the United States,  
 6 north west of the river Ohio; and by an act passed on the se-  
 7 venth day of August, one thousand seven hundred and eighty-  
 8 nine, entitled, "An act to provide for the government of the ter-  
 9 ritory north west of the river Ohio;" and the inhabitants thereof  
 10 shall be entitled to, and enjoy all and singular the rights, privi-  
 11 leges and advantages, granted and secured to the people of the  
 12 territory of the United States, north west of the river Ohio, by  
 13 the said ordinance.

1     Sec. 3. *And be it further enacted*, That the officers for the said  
 2 territory, who, by virtue of this act, shall be appointed by the pre-  
 3 sident of the United States, by and with the advice and consent  
 4 of the senate, shall respectively exercise the same powers, per-  
 5 form the same duties, and receive for their services the same  
 6 compensations, as by the ordinance aforesaid, and the laws of the  
 7 United States, have been provided and established for similar  
 8 officers in the Indiana territory: And the duties and emoluments  
 9 of superintendant of Indian affairs shall be united with those of  
 10 governor; *Provided*, that the president of the United States shall  
 11 have full power, in the recess of congress, to appoint and com-  
 12 mission all officers herein authorized, and their commissions shall  
 13 continue in force until the end of the next session of con-  
 14 gress.

1     Sec. 4. *And be it further enacted*, That so much of the ordi-  
 2 nance for the government of the territory of the United States,  
 3 north west of the Ohio river, as relates to the organization of a

4 general assembly therein, and prescribes the powers thereof, shall  
 5 be in force and operate in the                      territory, whenever satis-  
 6 factory evidence shall be given to the governor thereof that such  
 7 is the wish of a majority of the freeholders, notwithstanding  
 8 there may not be therein five thousand free male inhabitants of  
 9 the age of twenty-one years and upwards; *Provided*, that until  
 10 there shall be five thousand free male inhabitants of twenty-one  
 11 years and upwards in said territory, the whole number of repre-  
 12 sentatives to the general assembly shall not be less than seven,  
 13 nor more than nine, to be apportioned by the governor to the se-  
 14 veral counties in the said territory, agreeably to the number of  
 15 free males of the age of twenty-one years and upwards, which  
 16 they may respectively contain.

1    Sec. 5. *And be it further enacted*, That nothing in this act con-  
 2 tained shall be construed so as in any manner to affect the go-  
 3 vernment now in force in the Indiana territory, further than to  
 4 prohibit the exercise thereof within the                      territory, from  
 5 and after the aforesaid                      day of

1    Sec. 6. *And be it further enacted*, That all suits, process and  
 2 proceedings, which, on the                      day of                      next,  
 3 shall be pending in the court of any county which shall be in-  
 4 cluded within the said territory of                      and also all suits,  
 5 process and proceedings, which, on the said                      day of  
 6                      next, shall be pending in the general court of the  
 7 Indiana territory, in consequence of any writ of removal, or or-  
 8 der for trial at bar, and which had been removed from any of the

9 counties included within the limits of the territory of  
 10 aforesaid, shall, in all things concerning the same, be proceeded  
 11 on, and judgments and decrees rendered thereon, in the same  
 12 manner as if the said Indiana territory had remained undivided.

1    *Sec. 7. And be it further enacted,* That nothing in this act con-  
 2 tained shall be so construed as to prevent the collection of taxes  
 3 which may, on the                      day of                      next, be due  
 4 to the Indiana territory on lands lying in the said territory of

1    *Sec. 8. And be it further enacted,* That until it shall be other-  
 2 wise ordered by the legislature of the said                      territory,  
 3 Kaskaskia on the Mississippi river shall be the seat of govern-  
 4 ment for the said                      territory.